

AMENDED IN SENATE JUNE 20, 2012

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 2375

Introduced by Assembly Member Knight
(Principal coauthor: Senator Runner)

February 24, 2012

An act to add and repeal Section 25353.2 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 2375, as amended, Knight. Vehicles: public transit buses: illuminated signs.

Existing law authorizes a bus operated by a publicly owned transit system on regularly scheduled service to be equipped with illuminated signs that display information directly related to public service and include, among other things, destination signs, route-number signs, run-number signs, public service announcement signs, or a combination of those signs, visible from any direction of the vehicle, that emit any light color, other than the color red emitted from forward-facing signs, pursuant to specified conditions.

Existing law authorizes, until January 1, 2017, a pilot program that allows up to 25 buses operated by the City of Santa Monica's publicly owned transit system for the first 2 years of the pilot program, and up to 30 buses thereafter, to be equipped with illuminated signs that display advertising subject to certain conditions, including a display area of not greater than 4,464 square inches.

This bill would require the Antelope Valley Transit Authority on or before March 1, 2013, if it elects to implement the pilot program authorized by the bill, to determine whether the City of Santa Monica

has at least one transit bus equipped with illuminated signs that is operational pursuant to the pilot program authorized under existing law. If the Antelope Valley Transit Authority determines that the City of Santa Monica does have such a transit bus, the bill would prohibit the Antelope Valley Transit Authority from implementing the bill's pilot program. If the Antelope Valley Transit Authority determines that the City of Santa Monica does not have such a bus, the Antelope Valley Transit Authority would be authorized to implement the bill's pilot program.

The bill would authorize, until January 1, 2018, a pilot program that would allow up to 25 buses operated by the Antelope Valley Transit Authority's publicly owned transit system for the first 2 years of the pilot program, and up to 30 buses thereafter, to be equipped with illuminated signs that display advertising subject to certain conditions, including a display area of not greater than 4,464 square inches. The bill would require the authority to submit a specified report to the Legislature and the Department of the California Highway Patrol by July 1, 2017, on the incidence of adverse impacts, if any.

The bill would make legislative findings and declarations concerning the need for special legislation.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 25353.2 is added to the Vehicle Code,
- 2 to read:
- 3 25353.2. (a) Notwithstanding Sections 25400 and 25950,
- 4 *except as provided in subdivision (c)*, a bus operated by the
- 5 Antelope Valley Transit Authority's publicly owned transit system,
- 6 on regularly scheduled service, in addition to the illuminated signs
- 7 described in Section 25353, may also be equipped with illuminated
- 8 signs that display advertising and that emit any light color, if all
- 9 of the following conditions are met:
- 10 (1) Each illuminated sign displaying advertising shall emit
- 11 diffused nonglaring light.
- 12 (2) Each illuminated sign displaying advertising shall be limited
- 13 in size to a display area of not greater than 4,464 square inches.
- 14 (3) Each illuminated sign displaying advertising shall not
- 15 resemble nor be installed in a position that interferes with the

1 visibility or effectiveness of a required lamp, reflector, or other
2 device upon the vehicle.

3 (4) Each illuminated sign displaying advertising shall only be
4 placed on one or both sides of the vehicle, and shall not be placed
5 in a forward-facing or rear-facing position, and no more than one
6 such sign shall be placed on either side of any single vehicle.

7 (5) The mixing of individually colored light-emitting diode
8 elements, including red, is allowed in each illuminated sign
9 displaying advertising as long as the emitted color formed by the
10 combination of light-emitting diode elements is not red.

11 (b) (1) An illuminated sign displaying advertising may be
12 operated as a dynamic message sign in a paging or streaming mode.
13 However, the electronic message sign display shall remain static
14 while a bus is operating on a freeway as defined in Section 257 of
15 the Streets and Highways Code.

16 (2) The following definitions shall govern the construction of
17 paragraph (1):

18 (A) "Paging," meaning character elements or other information
19 presented for a period of time and then disappearing all at once
20 before the same or new elements are presented, is permitted if the
21 display time of each message is between 2.7 and 10 seconds.
22 Blanking times between each message shall be between 0.5 and
23 25 seconds.

24 (B) "Streaming," meaning character elements or other
25 information moving smoothly and continuously across the display,
26 is permitted if the character movement time, from one end of the
27 display to the other, is at least 2.7 seconds, and the movement time
28 of the entire message does not exceed 10 seconds.

29 (c) (1) *On or before March 1, 2013, the Antelope Valley Transit*
30 *Authority, if it elects to implement a pilot program pursuant to*
31 *this section, shall determine whether the City of Santa Monica has*
32 *at least one transit bus equipped with illuminated signs that is*
33 *operational pursuant to Section 25353.1.*

34 (2) *If the Antelope Valley Transit Authority determines pursuant*
35 *to paragraph (1) that the City of Santa Monica has at least one*
36 *transit bus equipped with illuminated signs that is operational*
37 *pursuant to Section 25353.1, the Antelope Valley Transit Authority*
38 *shall not implement the pilot program authorized by this section.*

39 (3) *If the Antelope Valley Transit Authority determines pursuant*
40 *to paragraph (1) that the City of Santa Monica does not have at*

1 *least one transit bus equipped with illuminated signs that is*
2 *operational pursuant to Section 25353.1, the Antelope Valley*
3 *Transit Authority may implement the pilot program authorized by*
4 *this section.*

5 ~~(e)~~

6 (d) On or before July 1, 2017, the Antelope Valley Transit
7 Authority shall submit to the Legislature pursuant to Section 9795
8 of the Government Code, and to the department a report on the
9 incidence of adverse impacts on roadway and pedestrian safety
10 due to the utilization of illuminated signs on transit buses
11 displaying advertising pursuant to this section, if any. The report
12 shall be the product of a collaborative effort by Antelope Valley
13 law enforcement and transit officials, other local law enforcement
14 officials in whose jurisdictions Antelope Valley transit vehicles
15 operate, and the department.

16 ~~(d)~~

17 (e) The Antelope Valley Transit Authority's publicly owned
18 transit system may, pursuant to subdivision (a), operate up to 25
19 buses with illuminated signs displaying advertising for two years,
20 after which time the authority may increase the number of buses
21 with the signs to up to 30.

22 ~~(e)~~

23 (f) This section shall remain in effect only until January 1, 2018,
24 and as of that date is repealed, unless a later enacted statute, that
25 is enacted before January 1, 2018, deletes or extends that date.

26 SEC. 2. The Legislature finds and declares that a special law
27 is necessary and that a general law cannot be made applicable
28 within the meaning of Section 16 of Article IV of the California
29 Constitution because the Antelope Valley Transit Authority is
30 facing an operating revenue deficit in its public transit system and
31 is evaluating several strategies designed to enhance revenue over
32 the next several years, including the use of electronic illuminated
33 signage that displays advertising on local transit buses, which is
34 not authorized under state law. It is, therefore, declared that a
35 statute of general applicability cannot be enacted within the
36 meaning of subdivision (b) of Section 16 of Article IV of the
37 California Constitution. Therefore, this special statute is necessary.

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